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Attorneys for Defendants  
Wells Fargo Bank, N.A. and  
John Stumpf

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SALMA MERRITT, an individual, and DAVID  
MERRITT, an individual,

Plaintiffs,

vs.

COUNTRYWIDE FINANCIAL  
CORPORATION; COUNTRYWIDE LOANS,  
INC.; ANGELO MOZILO; DAVID SAMBOL;  
MICHAEL COLYER; DOE 1; DOES 2-100,  
inclusive; BANK OF AMERICA; KEN LEWIS;  
WELLS FARGO; JOHN STUMPF; JOHNNY  
CHEN; and JOHN BENSON,

Defendant.

Case No.: C09-01179 JW

**STIPULATION EXTENDING TIME FOR  
DEFENDANTS WELLS FARGO BANK,  
N.A. AND JOHN STUMPF TO RESPOND  
TO SECOND AMENDED COMPLAINT**

Compl. Filed: March 18, 2009

Honorable James Ware

**STIPULATION**

WHEREAS, on March 18, 2009, Plaintiffs filed their Complaint in this action;

WHEREAS, on June 11, 2009, the Court granted the Stipulation to File Second Amended Complaint entered into between Plaintiffs and Defendants Wells Fargo Bank, N.A. ("Wells Fargo"), Thomas P. Shippee and John Stumpf ("Stumpf"), pursuant to which the signing defendants agreed to allow Plaintiffs leave to file their second amended complaint.

WHEREAS, on June 19, 2009, Plaintiffs filed their Second Amended Complaint in this action;

REED SMITH LLP  
A limited liability partnership formed in the State of Delaware

WHEREAS, Wells Fargo's and Stumpf's responses to the Second Amended Complaint are due on July 9, 2009; and

WHEREAS, the parties hereto agree to extend the time for Wells Fargo and Stumpf to file their responses to the Second Amended Complaint:

IT IS THEREFORE STIPULATED between Plaintiffs and Wells Fargo and Stumpf, by and through their undersigned attorneys of record that:

1. Wells Fargo's and Stumpf's responses to the Second Amended Complaint shall be deemed timely if filed and served on or before July 23, 2009

**SO STIPULATED:**

DATED: July 10, 2009 REED SMITH LLP

By 1s/  
David S. Reidy  
Attorneys for Defendants  
WELLS FARGO BANK, N.A. and  
JOHN STUMPF

DATED: July 8, 2009

By [Signature]  
David Merritt  
Plaintiff

DATED: July 8, 2009

By [Signature]  
Salma Merritt  
Plaintiff

**SO ORDERED:**

DATED: July 10, 2009

[Signature]  
Hon. James Ware  
United States District Court Judge

# **CERTIFICATE OF SERVICE**

Re: Salma Merritt and David Merritt v. Countrywide Financial Corporation, et al.  
 United States District Court, Northern District of California  
 Case No. 5:09-CV-01179-jw

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is REED SMITH LLP, Two Embarcadero Center, Suite 2000, San Francisco, CA 94111. On July 10, 2009, I served the following document(s) by the method indicated below:

## **STIPULATION EXTENDING TIME FOR DEFENDANTS WELLS FARGO BANK, N.A. AND JOHN STUMPF TO RESPOND TO SECOND AMENDED COMPLAINT**

<input checked="" type="checkbox"/>	By placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California addressed as set forth below. I am readily familiar with the firm's practice of collection and processing of correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if the postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in this Declaration.
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**Plaintiff in Pro Per:**

Salma Merritt  
 660 Pinnacles Terrace  
 Sunnyvale, CA 94085

**Plaintiff in Pro Per:**

David Merritt  
 660 Pinnacles Terrace  
 Sunnyvale, CA 94085

**Counsel for Defendant Countrywide Financial Corporation; Countrywide Loans, Inc.; Bank of America; Ken Lewis; Michael Colyer and David Sambol:**

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**Counsel for Defendant Wells Fargo Financial, Thomas P. Shippee and John Stumpf:**

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 Severson & Werson  
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 San Francisco, CA 94111

**Counsel for Defendant John Benson:**

Kevin P. Cody  
 Ropers, Majeski, Kohn & Bentley  
 80 North First Street  
 San Jose, CA 95113

1 I declare under penalty of perjury under the laws of the United States that the above is true  
2 and correct. Executed on July 10, 2009, at San Francisco, California.

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